

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **JOERG EHRHARDT, ET AL.**

Filed: **February 01, 2001**

Examiner: **Peng Ke**

Serial No.: **09/776,040**

Art Unit: **2174**

For: **SETTING UP A COMMUNICATION PROCEDURE
BETWEEN INSTANCES AND A PROTOCOL
TESTER USING THE METHOD**

July 20, 2007

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

In response to the Notice of Non-compliant Amendment dated June 21, 2007, Applicants did not amend the drawings or the claims in the previous amendment.

Rather, at the request of the Examiner, the Applicants submitted an English translation of the priority EP case. Accordingly, the heading of the documents identified as Specification, and Claims on public pair, both dated 6/8/2007 identify these items as New European Patent Application. Accordingly, these items along with the Drawings were part of the translated documents that were being submitted.

I spoke with Deborah Nash, Legal Instruments Examiner, on the telephone to explain this situation and she indicated that this Notice of Non-compliant Amendment would be withdrawn. As today is the deadline, Applicants would like to submit this response so as to provide a timely response to the Notice.

Respectfully submitted,

Joerg Ehrhardt, et al.

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